

Ashley M. Gjovik, JD
In Propria Persona
2108 N St. Ste. 4553
Sacramento, CA, 95816
(408) 883-4428
legal@ashleygjovik.com

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ASHLEY M. GJØVIK,
an individual,

PLAINTIFF,

vs.

APPLE INC.,
a corporation,

CITY OF SANTA CLARA,
a local government,

MR. KALIL/KHALIL JENAB
individually, & as Agent/Member/Manager of:
JENAB FAMILY LP,
JENAB FAMILY VENTURES LLC,
& as Trustee/Agent of:
THE JENAB FAMILY TRUST,

DEFENDANTS.

CASE No. 25-CV-07360-NC

MAGISTRATE JUDGE:
THE HONORABLE
NATHANAEL COUSINS

ENVIRONMENTAL
CITIZEN SUIT;
PUBLIC NUISANCE

FIRST CERTIFICATE
& PROOF OF SERVICE

CITIZEN SUIT SERVICE
COMPLETED FOR:
U.S. ATTORNEY GENERAL
U.S. EPA ADMINISTRATOR

FIRST CERTIFICATE AND PROOF OF SERVICE WITH PLAINTIFF'S DECLARATION

1 Pursuant to 28 U.S.C. § 1746, I hereby declare as follows: I, Ashley Gjovik, am the
2 *pro se* Plaintiff in this case ("Plaintiff"), and I filed this lawsuit on Sept. 2 2025 (Dkt. 1).
3

4 Statutorily required service of the complaint to the U.S. Attorney General and U.S.
5 EPA Administrator is now complete. However, service to the Defendants still cannot be initiated
6 as no Summons has been issued by the court.

7 The digital PACER case file was created for this lawsuit around end of day Sept. 4
8 2025. I was granted efilg access by the ECF team on Sept. 5 2025 and filed a Proposed Summons
9 the same day. As of today, Sept. 12 2025, the Clerk's office still has not issued a Summons.

10 Time is of the essence in this lawsuit. The Complaint in this lawsuit alleges this case
11 represents issues which are an "imminent and substantial endangerment" to the environment and
12 public safety under the RCRA; that Defendants' are "knowingly put[ting] another person(s) in
13 imminent danger" under the Clean Air Act, and have created an "imminent and substantial
14 endangerment to thousands of residents, including children playing in nearby parks" in violation
15 of city and state public nuisance laws. (Dkt. 1 at 41-60).

16 Plaintiff's requests for relief in her Complaint include a Preliminary Injunction for
17 abatement, including shutting down the facility until and only if it can come into compliance with
18 the law and no longer pose a risk to the environment and public safety. (Dkt. 1 at 57-58). Plaintiff
19 cannot file a Motion for Preliminary Injunction until the Defendants are served, and she cannot
20 serve Defendants until a Summons is issued.

I. AWAITING ISSUANCE OF SUMMONS

21 Following completed Sixty Day service of the notice to file this Citizen Suit, on
22 August 29 2025, Plaintiff notified Defendants Apple Inc, City of Santa Clara, Mr. Jenab et al, that
23 this lawsuit would be filed on Sept. 2 2025. ([Exhibit F](#)).
24

25 On Sept. 5 2025, the Plaintiff efiled a Proposed Summons for Defendants in this
26 case (25-CV-07360) at Dkt. 6. Plaintiff filed three proposed Summons in one combined PDF in
27 compliance with the Court's instructions in the Pro Se handbook and the Attorney's New Civil
28

Case Efiling Guide.¹

8. On Sept. 9 2025, the Clerk denied Plaintiff's Proposed Summons, saying they require one proposed summons for all defendants. ("*Electronic filing error. Only ONE summons will be issued. Please list all defendants on ONE summons and re-file in its entirety,*" docket text entry on Sept. 9 2025). This is contrary to the court rules posted online and provided to the Plaintiff.

9. On Sept. 9 2025, the Plaintiff refiled her Proposed Summons as one combined summons on Sept. 9 2025 as instructed. The Clerk's office has not responded. Today is Sept. 12 2025, 10 days after the filing the lawsuit.

10. Once the Summons is issued by the Clerk's office, the Plaintiff will serve the Complaint, Summons, other initiating papers, and Court's Notice at Dkt. 7 (Judicial Referral for Purpose of Determining Relationship) on the Defendants.

II. COMPLETED SERVICE ON GOVERNMENT EXECUTIVES

11. In addition to typical service of Defendant, the Citizen Suit statutes also legally require that "the Plaintiff shall serve a copy of the complaint on the Attorney General of the United States and with the [EPA] Administrator." See, 42 U.S. Code § 6972(f), 42 U.S. Code § 7604(c)(3), 33 U.S. Code § 1365(c)(3).

12. On Sept. 2 2025, Plaintiff notified the U.S. EPA Region 9 Enforcement and Compliance leadership that this Citizen Suit lawsuit was filed. On Sept. 5 2025, Plaintiff provided the same U.S. EPA contact a digital copy of the Complaint as initial notification prior to completion of formal service of the complaint to the agency. ([Exhibit B](#)).

13. On Sept. 8 2025, Plaintiff purchased and ordered personal service to both the U.S. Attorney General and U.S. EPA Administrator through a process server ABC Legal, which is an official service provider for the U.S. Department of Justice. The plaintiff requested service be made according to the Citizen Suit statutes, and at the public addresses noted by both agencies for service to each agency executive.

¹ The court's Pro Se Handbook, provided to Plaintiff upon filing this case on Sept. 2 2025, states that "*in order to serve the complaint, you must first get a summons from the court... If you sue more than one defendant, you can get one summons listing all of the defendants or get a separate summons for each one.... You can obtain as many summonses as you need from the Clerk's Office.*" (U.S. District Court of Northern District of California, Pro Se Handbook, page 11-12). The court's attorney efilg guide said that if "*multiple summonses... are used, they should be uploaded as a single PDF document.*" (U.S. District Court of Northern District of California, Attorney Guide to E-Filing New Civil Cases, page 15).

14. On Sept. 8-9 2025, ABC Legal attempted Personal Service to the Attorney General of the United States twice, but all civilian entry was denied at the building where service had been directed by the same agency. The process server noted instructions that any/all service must be via Certified Mail. ([Exhibit A](#)).

15. On Sept. 9 2025, Plaintiff deposited Certified Mail to the Attorney General of the United States at a USPS Post Office (tracking no. 9589071052702027291406, [Exhibit C](#)). On Sept. 12 2025, Plaintiff received confirmation from USPS the mail was delivered to the Attorney General of the United States. ([Exhibit A](#), “Individual Picked Up at Post Office”).

16. On Sept. 8 2025, Personal Service was attempted to the U.S. EPA Administrator but all civilian entry was denied at the building where service had been directed, and the process server noted instructions that personal service is unavailable. ([Exhibit B](#)). _____

17. On Sept. 9 2025, Plaintiff deposited Certified Mail to the U.S. EPA Administrator at a USPS Post Office (tracking no. 9589071052702027291390, [Exhibit C](#)). On Sept. 12 2025, Plaintiff received confirmation from USPS the mail was delivered to the U.S. EPA Administrator. ([Exhibit B](#), “Delivered, Front Desk/Reception/Mail Room”).

III. COMPLETED AND IN PROGRESS SERVICE ON OTHER GOVERNMENT AGENCIES

18. On Sept. 9 2025, Plaintiff also sent a copy of the Complaint to the U.S. DOJ Environment and Natural Resources Division (ENRD) via Certified Mail (tracking no. 9589071052702027291413, [Exhibit C](#)). On Sept. 12 2025, Plaintiff received confirmation from USPS the mail was delivered to the U.S. DOJ ENRD. ([Exhibit A](#), “Individual Picked Up at Post Office”).

19. On Sept. 9 2025, Plaintiff also sent a copy of the Complaint to the California EPA via Certified Mail (tracking no. 9589071052702027291444, [Exhibit C](#)). On Sept. 11 2025, Plaintiff received confirmation from USPS the mail was delivered to the California EPA. ([Exhibit D](#), “Individual Picked Up at Post Office”).

20. On Sept. 9 2025, Plaintiff also sent a copy of the Complaint to the California Bay Area Air Quality Management District (BAAQMD) via Certified Mail (tracking no. 9589071052702027291420, [Exhibit C](#)). On Sept. 11 2025, Plaintiff received confirmation from USPS the mail was delivered to the BAAQMD. ([Exhibit D](#), “Delivered, Left with Individual”).

21. On Sept. 9 2025, Plaintiff also sent a copy of the Complaint to the Santa Clara County District Attorney's Office via Priority Mail (tracking no. 9410830109355006018559). On Sept. 12 2025, Plaintiff received confirmation from USPS the mail was delivered the District Attorney's office. (Exhibit E, "Delivered to Agent, Picked up at USPS").

IV. CERTIFICATION

22. True and correct copies of the documents referenced are attached as Exhibits A-F in support of this Certification and Proof of Service, with Supporting Declaration.

23. All service costs were paid for by public fundraising in a "trust" GoFundMe dedicated to supporting this lawsuit and ensuring federal enforcement of environmental and public safety laws at 3250 Scott Blvd in Santa Clara, California. ²

24. Additional USPS Certified and/or Priority Mail service is underway to other agencies and departments, initiated by Plaintiff on or around Sept. 9 2025, and estimated by USPS to be completed within the next five days.

25. Underway agency service includes Certified Mail service to the San José–Santa Clara Regional Wastewater Facility; and Priority Mail service to the U.S. EPA Region 9 Office of the Administrator, the California Attorney General, and the S.F. Bay Regional Water Quality Control Board.

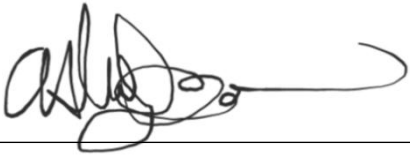
I declare under penalty of perjury, that the foregoing is true and correct.

Executed on this day of September 12 2025 in Boston, Massachusetts.

Respectfully filed,

² GoFundMe, *Litigation Fund: Citizen Suit re Apple's Skunkworks Fab*; as of Sept. 12 2025 \$1,025 raised; <https://www.gofundme.com/f/litigation-fund-citizen-suit-re-apples-skunkworks-fab> ("By having the community directly fund litigation costs, this demonstrates genuine public support for environmental enforcement... This GoFundMe is exclusively for direct litigation expenses. Funds will be held in a sort of "trust" specifically for court costs for this Citizen Suit." – Plaintiff, August 24 2025)

1
2
3



4 /s/ Ashley M. Gjovik
5 *Pro Se Plaintiff*

6 **Email:** legal@ashleygjovik.com

7 **Physical Address:** Boston, Massachusetts

8 **Mailing Address:** 2108 N St. Ste. 4553 Sacramento, CA, 95816

9 **Phone:** (408) 883-4428
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EXHIBITS

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EXHIBIT A (U.S. AG, U.S. DOJ)

USPS Tracking[®]

[FAQs >](#)

Tracking Number:

[Remove X](#)**9589071052702027291406**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was picked up at the post office at 4:44 am on September 12, 2025 in WASHINGTON, DC 20530.

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Delivered

Delivered, Individual Picked Up at Post Office

WASHINGTON, DC 20530

September 12, 2025, 4:44 am

Redelivery Scheduled for Next Business Day

WASHINGTON, DC 20530

September 11, 2025, 12:26 pm

Arrived at Post Office

WASHINGTON, DC 20018

September 11, 2025, 12:18 pm

Arrived at USPS Regional Destination Facility

WASHINGTON DC DISTRIBUTION CENTER

September 10, 2025, 11:48 pm

In Transit to Next Facility

September 10, 2025

Departed Post Office

BOSTON, MA 02118
September 9, 2025, 5:08 pm

USPS in possession of item
BOSTON, MA 02118
September 9, 2025, 4:53 pm

Hide Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates

USPS Tracking Plus®

Product Information

Postal Product:
Priority Mail®

Features:
Certified Mail™
Up to \$100 insurance included. Restrictions Apply ⓘ

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Ashley Gjovik <ashleymgjovik@protonmail.com> 2108 N ST STE 4553 Sacramento, CA 95816 TELEPHONE NO.: 415-964-6272 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Ashley M. Gjovik		FOR COURT USE ONLY
United States District Court, Northern District of California STREET ADDRESS: 280 S 1st St MAILING ADDRESS: 280 S 1st St CITY AND ZIP CODE: San Jose 95113 BRANCH NAME: Robert F. Peckham Federal Building		
PLAINTIFF/PETITIONER: Ashley M. Gjovik		CASE NUMBER: 5:25-cv-07360-NC
DEFENDANT/RESPONDENT: APPLE INC; ET AL.		
DECLARATION OF NON SERVICE		Ref. No. or File No.: AG-07360

I declare that I am and was on the dates herein mentioned, over the age of 18 years, not a party to nor interested in the above entitled action, and competent to be a witness therein.

I received the following documents for service:
COMPLAINT; CIVIL DOCKET

I attempted to serve
at the address of

Pamela Bondi, Attorney General of the United States
950 Pennsylvania Ave NW, Washington, DC 20530

and was unable to effect service for the following reasons:

9/8/2025 1:24 PM: I spoke with an individual who identified themselves as the security. No civilian access to this Building. All documents need to be sent certified

9/9/2025 2:23 PM: I spoke with an individual who identified themselves as the security and they stated service not permitted. No civilian access to this Building. All documents need to be sent certified.

Fee for service: \$ 140.00

I am not a registered California process server; my name, address, phone number, and county of registration and number are:

Katrina Littleton
6705 DRYLOG STREET, CAPITAL HEIGHTS, MD 20743
786-470-6013
. #

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.

Date: 09/09/2025

Katrina Littleton
(PRINTED NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)



USPS Tracking[®]

[FAQs >](#)

Tracking Number:

[Remove X](#)**9589071052702027291413**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was picked up at the post office at 4:44 am on September 12, 2025 in WASHINGTON, DC 20530.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Individual Picked Up at Post Office

WASHINGTON, DC 20530

September 12, 2025, 4:44 am

Redelivery Scheduled for Next Business Day

WASHINGTON, DC 20530

September 11, 2025, 12:26 pm

Arrived at Post Office

WASHINGTON, DC 20018

September 11, 2025, 12:18 pm

Arrived at USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER

September 11, 2025, 3:03 am

Departed USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER

September 11, 2025, 2:51 am

Arrived at USPS Regional Destination Facility

WASHINGTON DC DISTRIBUTION CENTER
September 10, 2025, 11:48 pm

In Transit to Next Facility
September 10, 2025

Departed Post Office
BOSTON, MA 02118
September 9, 2025, 5:08 pm

USPS in possession of item
BOSTON, MA 02118
September 9, 2025, 4:54 pm

Hide Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates

USPS Tracking Plus®

Product Information

Postal Product:
Priority Mail®

Features:
Certified Mail™
Up to \$100 insurance included. Restrictions Apply ⓘ

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

EXHIBIT B (U.S. EPA ADMIN)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State, Bar number, and address): Ashley Gjovik <ashleymgjovik@protonmail.com> 2108 N ST STE 4553 Sacramento, CA 95816		FOR COURT USE ONLY
TELEPHONE NO.: 415-964-6272 FAX NO. (Optional): E-MAIL ADDRESS (Optional): ATTORNEY FOR (Name): Ashley M. Gjovik		
United States District Court, Northern District of California STREET ADDRESS: 280 S 1st St MAILING ADDRESS: 280 S 1st St CITY AND ZIP CODE: San Jose 95113 BRANCH NAME: Robert F. Peckham Federal Building		
PLAINTIFF/PETITIONER: Ashley M. Gjovik		CASE NUMBER:
DEFENDANT/RESPONDENT: APPLE INC.; ET AL.		5:25-cv-07360-NC
DECLARATION OF NON SERVICE		Ref. No. or File No.: EPA-07360

I declare that I am and was on the dates herein mentioned, over the age of 18 years, not a party to nor interested in the above entitled action, and competent to be a witness therein.

I received the following documents for service:
COMPLAINT; CIVIL DOCKET

I attempted to serve
at the address of

Lee Zeldin, US EPA Administrator
1200 Pennsylvania Ave NW, Washington, DC 20460

and was unable to effect service for the following reasons:

9/9/2025 2:20 PM: I spoke with an individual who identified themselves as the security and they stated service not permitted. No civilian access to this Building without a prior escort or contact is established.


Fee for service: \$ 140.00

I am not a registered California process server; my name, address, phone number, and county of registration and number are:

Katrina Littleton
6705 DRYLOG STREET, CAPITAL HEIGHTS, MD 20743
786-470-6013
. #

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.
Date: 09/09/2025

Katrina Littleton
(PRINTED NAME OF DECLARANT)


(SIGNATURE OF DECLARANT)



BY FAX

USPS Tracking[®]

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Tracking Number:

[Remove X](#)**9589071052702027291390**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was delivered to the front desk, reception area, or mail room at 7:55 am on September 12, 2025 in WASHINGTON, DC 20460.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Front Desk/Reception/Mail Room

WASHINGTON, DC 20460

September 12, 2025, 7:55 am

Arrived at Post Office

WASHINGTON, DC 20018

September 12, 2025, 5:36 am

Arrived at USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER

September 11, 2025, 3:03 am

Departed USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER

September 11, 2025, 2:51 am

Arrived at USPS Regional Facility

WASHINGTON DC DISTRIBUTION CENTER

September 10, 2025, 3:10 pm

In Transit to Next Facility

September 10, 2025, 11:19 am

In Transit to Next Facility

September 10, 2025, 8:03 am

Departed USPS Regional Facility

MIDDLESEX-ESSEX MA DISTRIBUTION CENTER
September 10, 2025, 4:45 am

Arrived at USPS Regional Facility

MIDDLESEX-ESSEX MA DISTRIBUTION CENTER
September 10, 2025, 1:35 am

Departed USPS Regional Facility

BOSTON MA DISTRIBUTION CENTER
September 10, 2025, 1:02 am

Arrived at USPS Regional Origin Facility

BOSTON MA DISTRIBUTION CENTER
September 9, 2025, 8:01 pm

Departed Post Office

BOSTON, MA 02118
September 9, 2025, 5:08 pm

USPS in possession of item

BOSTON, MA 02118
September 9, 2025, 4:52 pm

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What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates



USPS Tracking Plus®



Product Information



Postal Product:

Features:

Priority Mail[®]

Certified Mail[™]

Up to \$100 insurance included. Restrictions Apply ⓘ

See Less ^

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

RE: Severe Illness next to a Semiconductor Manufacturing Plant

From Ashley Gjovik <ashleymgjovik@protonmail.com>

To Morimoto, Kaoru <Morimoto.Kaoru@epa.gov>

Date Friday, September 5th, 2025 at 12:53 PM

Hello,

The Citizen Suit case is now on PACER (5:25-cv-07360-NC). I'm attaching the full Complaint.

Once I get the summons, I'll get all of the service sent out. Per statute, EPA will get Certified Mail.

Apple was able to get my civil retaliation lawsuit stayed due to my Ch.7 bankruptcy. The US Judge issued an order last night.

-Ashley

—

Ashley M. Gjovik

BS, JD, PMP

Sent with [Proton Mail](#) secure email.

On Tuesday, September 2nd, 2025 at 5:02 PM, Ashley M. Gjovik <ashleymgjovik@protonmail.com> wrote:

Hello,

The EPA Citizen Suit was filed today (9/2/25) in the Northern District of California. The Case No. is 25-07360-NC.

I had someone local drop off the complaint and paperwork for me with the Clerk's office and it was assigned a case number, but the Clerk's office says it might take ~five business days to create the case in PACER.

I don't have a digital copy of the Complaint as scanned/docketed by the court, other than the stamped cover page attached. I asked the Court to expedite sending me a copy of the complaint and/or creating the case, if possible, so I can promptly serve the EPA Admin & AG as required by the statutes.

I will also send you a courtesy copy when it goes out.

I'm also still waiting for the Court rulings about Apple's Bankruptcy Law outburst.

-Ashley

—

Ashley M. Gjovik

BS, JD, PMP

EXHIBIT C (CERTIFIED MAIL RECEIPTS)

9589 0710 5270 2914 44

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

Sacramento, CA 95812

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

Cal-EPA
1401 I Street PO Box 2815
City, State, ZIP+4®
Sacramento CA 95812

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0118
15Postmark
Here

09/09/2025

9589 0710 5270 2914 37

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

San Jose, CA 95113

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

San Jose/SC Wastewater Facility
200 E Santa Clara St
City, State, ZIP+4®
San Jose CA 95113

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0118
15Postmark
Here

09/09/2025

9589 0710 5270 2914 20

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

San Francisco, CA 94105

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

BAA RMD
375 Beale St Suite 600
City, State, ZIP+4®
SF, CA 94105

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

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09/09/2025

9589 0710 5270 2914 06

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

Washington, DC 20530

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

US AG, Pamela Bonds
950 Penn Ave NW
City, State, ZIP+4®
Washington DC 20530

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0118
15Postmark
Here

09/09/2025

9589 0710 5270 2913 90

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

Washington, DC 20460

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

US EPA, Lee Zeldin
1200 Penn Ave NW
City, State, ZIP+4®
Washington DC 20460

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0118
15Postmark
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09/09/2025

9589 0710 5270 2914 13

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail OnlyFor delivery information, visit our website at www.usps.com®.

Washington, DC 20530

Certified Mail Fee \$5.30
\$
Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$0.00
☐ Return Receipt (electronic) \$0.00
☐ Certified Mail Restricted Delivery \$0.00
☐ Adult Signature Required \$0.00
☐ Adult Signature Restricted Delivery \$0.00

Postage \$11.00

Total Postage and Fees \$16.30

Sent To

US DOJ, EN RD
950 Penn Ave NW
City, State, ZIP+4®
Washington DC 20530

PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions

0118
15Postmark
Here

09/09/2025

EXHIBIT D (CAL EPA)

California EPA & BAAQMD

USPS Tracking[®]

[FAQs >](#)

Tracking Number:

[Remove X](#)**9589071052702027291444**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item was picked up at the post office at 10:32 am on September 11, 2025 in SACRAMENTO, CA 95812.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered

Delivered, Individual Picked Up at Post Office

SACRAMENTO, CA 95812

September 11, 2025, 10:32 am

Out for Delivery

SACRAMENTO, CA 95814

September 11, 2025, 8:38 am

Arrived at Post Office

SACRAMENTO, CA 95814

September 11, 2025, 8:27 am

Arrived at USPS Regional Destination Facility

SACRAMENTO CA DISTRIBUTION CENTER

September 11, 2025, 1:45 am

In Transit to Next Facility

September 10, 2025

Departed Post Office

BOSTON, MA 02118
September 9, 2025, 5:08 pm

USPS in possession of item
BOSTON, MA 02118
September 9, 2025, 4:45 pm

Hide Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates

USPS Tracking Plus®

Product Information

Postal Product:
Priority Mail®

Features:
Certified Mail™
Up to \$100 insurance included. Restrictions Apply ⓘ

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

Tracking Number:

Remove X

9589071052702027291420

Copy

Add to Informed Delivery (<https://informedelivery.usps.com/>)

Latest Update

Your item was delivered to an individual at the address at 4:03 pm on September 11, 2025 in SAN FRANCISCO, CA 94105.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, Left with Individual

SAN FRANCISCO, CA 94105

September 11, 2025, 4:03 pm

Out for Delivery

SAN FRANCISCO, CA 94105

September 11, 2025, 7:08 am

Arrived at Post Office

SAN FRANCISCO, CA 94103

September 11, 2025, 6:57 am

Arrived at USPS Facility

SAN FRANCISCO, CA 94103

September 11, 2025, 4:40 am

Departed USPS Regional Facility

SAN FRANCISCO CA DISTRIBUTION CENTER

September 11, 2025, 3:16 am

Arrived at USPS Regional Destination Facility

SAN FRANCISCO CA DISTRIBUTION CENTER
September 11, 2025, 1:57 am

In Transit to Next Facility
September 10, 2025

Departed Post Office
BOSTON, MA 02118
September 9, 2025, 5:08 pm

USPS in possession of item
BOSTON, MA 02118
September 9, 2025, 4:51 pm

Hide Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates

USPS Tracking Plus®

Product Information

Postal Product:
Priority Mail®

Features:
Certified Mail™
Up to \$100 insurance included. Restrictions Apply ⓘ

See Less

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

EXHIBIT E (SCC DA)

Santa Clara County DA's Office

September 12, 2025

Dear Ashley Gjovik:

The following is in response to your request for proof of delivery on your item with the tracking number:
9410 8301 0935 5006 0185 59.

Item Details

Status:	Delivered to Agent, Picked up at USPS
Status Date / Time:	September 12, 2025, 8:36 am
Location:	SAN JOSE, CA 95110
Postal Product:	Priority Mail®
Extra Services:	Signature Confirmation™ Up to \$100 insurance included
Actual Recipient Name:	B NGUYEN
Note: Actual Recipient Name may vary if the intended recipient is not available at the time of delivery.	

Shipment Details

Weight:	1lb, 0.0oz
----------------	------------

Recipient Signature

Signature of Recipient: (Authorized Agent)	
Address of Recipient:	70 W HEDDING ST, SAN JOSE, CA 95110

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,
United States Postal Service®
475 L'Enfant Plaza SW
Washington, D.C. 20260-0004

USPS Tracking[®]

[FAQs >](#)

Tracking Number:

[Remove X](#)**9410830109355006018559**[Copy](#)[Add to Informed Delivery \(https://informedelivery.usps.com/\)](https://informedelivery.usps.com/)

Latest Update

Your item has been delivered to an agent. The item was picked up at USPS at 8:36 am on September 12, 2025 in SAN JOSE, CA 95110.

Get More Out of USPS Tracking:

USPS Tracking Plus[®]

Delivered to Agent

Delivered to Agent, Picked up at USPS

SAN JOSE, CA 95110

September 12, 2025, 8:36 am

Out for Delivery

SAN JOSE, CA 95110

September 12, 2025, 6:30 am

Arrived at Post Office

SAN JOSE, CA 95113

September 12, 2025, 6:19 am

Arrived at USPS Facility

SAN JOSE, CA 95113

September 12, 2025, 5:57 am

Departed USPS Regional Facility

SAN JOSE CA DISTRIBUTION CENTER

September 12, 2025, 5:29 am

Arrived at USPS Regional Destination Facility

SAN JOSE CA DISTRIBUTION CENTER
September 12, 2025, 3:00 am

Shipping Label Created, USPS Awaiting Item

BOSTON, MA 02118
September 10, 2025, 12:14 am

Hide Tracking History

What Do USPS Tracking Statuses Mean? (<https://faq.usps.com/s/article/Where-is-my-package>)

Text & Email Updates



Proof of Delivery



USPS Tracking Plus®



Product Information



Postal Product:

Priority Mail®

Features:

Signature Confirmation™

Up to \$100 insurance included. Restrictions Apply ⓘ

See Less ^





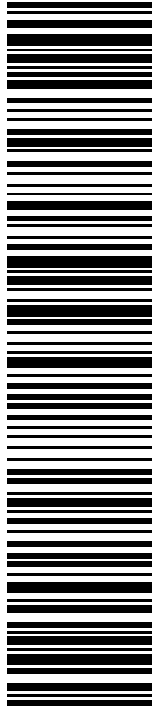

Track Another Package

Enter tracking or barcode numbers

Need More Help?

Contact USPS Tracking support for further assistance.

FAQs

 UNITED STATES POSTAL SERVICE®		Click-N-Ship®	
		<small>usps.com</small> 9410 8301 0935 5006 0185 59 0096 9001 0009 5110 US POSTAGE \$13.65 	
PRIORITY MAIL®		09/10/2025 Mailed from 02118 464718776924002 	
ASHLEY GJOVIK 18 WORCESTER SQ APT 1 BOSTON MA 02118-2945 SIGNATURE REQUIRED		Flat Rate Envelope RDC 03 C015	
SANTA CLARA COUNTY DISTRICT ATTORNEY WEST WING 70 W HEDDING ST SAN JOSE CA 95110-1705			
USPS SIGNATURE TRACKING #  9410 8301 0935 5006 0185 59			
			



Cut on dotted line.

Instructions

1. Please use a laser or laser-quality printer.
2. Adhere shipping label to package with tape or glue - DO NOT TAPE OVER BARCODE. Be sure all edges are secure. Self-adhesive label is recommended.
3. Place label so that it does not wrap around the edge of the package.
4. Each shipping label number is unique and can be used only once - DO NOT PHOTOCOPY.
5. Please use this shipping label on the "ship date" selected when you requested the label.
6. If a mailing receipt is required, present the article and Online e-Label Record at a Post Office for postmark.

9410 8301 0935 5006 0185 59

Print Date: 2025-09-10	PRIORITY MAIL®	\$9.70
Ship Date: 2025-09-10	Extra Services:	\$3.95
	Fees:	\$0.00
	Total:	\$13.65

From: ASHLEY GJOVIK
 18 WORCESTER SQ APT 1
 BOSTON MA 02118-2945

To: SANTA CLARA COUNTY DISTRICT ATTORNEY'S C
 WEST WING
 70 W HEDDING ST
 SAN JOSE CA 95110-1705

* Commercial Pricing PRIORITY MAIL® rates apply. There is no fee for USPS Tracking® service on PRIORITY MAIL® service with use of this electronic rate shipping label. Refunds for unused postage paid labels can be requested online 30 days from the print date.



Thank you for shipping with the United States Postal Service!
 Check the status of your shipment on the USPS Tracking® page at usps.com

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EXHIBIT F (EMAILS)

Email to Defendants (Aug. 30 2025-Sept. 8 2025).

Re: Notice of Intent to File Citizen Suit re: 3250 Scott Blvd, Santa Clara, California

From Ashley Gjovik <ashleymgjovik@protonmail.com>
To Kalil Jenab/USA <Kalil.Jenab@cushwake.com>
CC kate.adams@apple.com, tcook@apple.com, cityattorney@santaclaraca.gov, manager@santaclaraca.gov, fire@santaclaraca.gov, Tarantino, William F. <WTarantino@mofo.com>
Date Monday, September 8th, 2025 at 6:26 PM

Hello,

The lawsuit (5:25-cv-07360-NC) was filed on Sept. 2 2025. I'm awaiting provision of the summons and then formal service will be completed, unless waived.

I'm attaching a digital copy of the complaint as a courtesy.

I still have not heard back with confirmation about legal representation or service methods for Defendants Apple or City of Santa Clara.

-Ashley

—
Ashley M. Gjovik
BS, JD, PMP

Sent with [Proton Mail](#) secure email.

On Friday, August 29th, 2025 at 7:22 PM, Ashley M. Gjovik <ashleymgjovik@protonmail.com> wrote:

Thank you for confirming, Mr. Jenab. Have a nice weekend.

—
Ashley M. Gjovik
BS, JD, PMP

Sent with [Proton Mail](#) secure email.

On Friday, August 29th, 2025 at 7:20 PM, Kalil Jenab/USA <Kalil.Jenab@cushwake.com> wrote:

I am the agent for Jenab Family LP.
My work address works best.
Best, Kalil
Sent from my iPhone
Please excuse typos

On Aug 29, 2025, at 3:30 PM, Ashley M. Gjøvik <ashleymgjovik@protonmail.com> wrote:

<0.jpg>

Hello,

Thank you for the clarification, Mr. Jenab. I assume you are an agent of Jenab Family LP but I would appreciate your confirmation on that; and if not, for you to provide information as to who is and where they can be served. Otherwise, I will still plan to serve you at your office to ensure prompt service during business hours unless you would prefer to be served at home and can confirm a day you would be home to receive it. Either way, I would expect you to share the complaint and summons with the proper agent, if not you.

I'm also adding what appears to be Apple's defense counsel for this matter (William Tarantino at MoFo), who just sent me a separate cryptic communication, but has not yet confirmed the information requested below. I also objected to Mr. Tarantino, and I capture that objection in this reply, that it seems highly improper for William Tarantino and MoFo to provide defense counsel for Defendant Apple Inc when Mr. Tarantino is named directly in the Notice and will also be named directly in the Complaint. Mr. Tarantino, can you please confirm who is retained as counsel for Apple for the litigation that will be commenced on 9/2/25, and if Apple has any modified requests for service?

-Ashley

—

Ashley M. Gjøvik
BS, JD, PMP

Sent with [Proton Mail](#) secure email.

On Friday, August 29th, 2025 at 6:08 PM, Kalil Jenab/USA <Kalil.Jenab@cushwake.com> wrote:

Ms. Gjøvik,

For the record, the property is held by Jenab Family LP. Cushman & Wakefield has no ownership interest or involvement with the subject property and should not be identified as a party.

Respectfully,
Kalil Jenab

> On Aug 29, 2025, at 1:35 PM, Ashley M. Gjøvik <ashleymgjovik@protonmail.com> wrote:

>

> [Ext]

>

>

> Dear Defendants: Apple Inc, the City of Santa Clara, and "Kalil Jenab," This message is to inform all parties that I intend to file the citizen enforcement action regarding 3250 Scott Blvd (described in my prior sixty-day notice) on September 2 2025, in the U.S. District Court fo

> i

> This message needs your attention

>

> * This sender is using a personal email address.

> * You have never replied to this sender.

>

> If suspicious, report via Report Phish button

> CGBANNERINDICATOR

> Dear Defendants: Apple Inc, the City of Santa Clara, and "Kalil Jenab,"

>

> This message is to inform all parties that I intend to file the citizen enforcement action regarding 3250 Scott Blvd (described in my prior sixty-day notice) on September 2 2025, in the U.S. District Court for the Northern District of California.

>

> The statutorily required sixty-day notice service was initiated on June 30, 2025, received by all parties no later than July 2, 2025, and completed via certified mail and/or process server. As stated in the original notices, this suit involves violations of the Clean Air Act, Clean Water Act, Resource Conservation and Recovery Act, Toxic Substances Control Act, Emergency Planning and Community Right-to-Know Act, and California Public Nuisance law. Federal records document the violations are ongoing, no party has attempted to claim that violations are not ongoing, and subsequent inspections and monitoring from July and August reflect continued noncompliance. I have also received no notice from U.S. EPA or U.S. DOJ of any intent to pursue their own enforcement action; accordingly, I have concurrently notified EPA of my intent to file this lawsuit as a Citizen Suit on September 2 2025.

>

> For purposes of service of the complaint and summons, expected to be filed September 2 2025, please provide any corrections or clarifications no later than 12:00 PM PT on September 1:

>

> Apple Inc:

> The complaint and summons are planned to be served on CT Corporation, your registered agent for service of process in California. If you have retained legal counsel for this lawsuit, or otherwise want to designate someone else for service, please advise. The "Apple Inc." defendant will also represent its contractors and agents operating under legal agreement with Apple at the facility (including but not limited to ACT Enviro) and Apple is expected to share the complaint with those parties.

>

> City of Santa Clara:

> The complaint will be served to the City Attorney at the City Attorney's Office. If another contact is

preferred, please advise. The "City of Santa Clara" defendant includes relevant city departments and employees, including the Fire Department and hazardous materials teams, and the City is expected to share the complaint with appropriate personnel.

>

> "Kalil Jenab":

> You were served the sixty-day notice at your home address and at Cushman & Wakefield, where you are employed. You are listed on various documents related to this facility as, and/or acting on behalf of, the property owner in multiple forms, including as the agent of and/or trustee for various trusts and business entities (including but not limited to: Jenab Family Trust, Jenab Family Ventures LLC, Jenab Family Limited Partnership, Lindsey Property Trust, Lindsey Family Trust, Woodruff Kathleen Trust, Tiffany R. Jenab, Tiffany R. Khalil, and the Jenab Family 1997 Trust), with differing mailing addresses. You appear to be the agent for all of these and many list your residential address. Despite requests, including by email on July 2 2025, you have not clarified ownership. Unless clarified by September 1 at 12:00 PM PT, the defendant will be listed as "Kalil Jenab," individually and/or representing any trusts, business entities, or agents related to the property, including Cushman & Wakefield. Service will be directed to you by name at your office address at Cushman & Wakefield. Your failure to clarify ownership will be noted in the complaint.

>

> This message is a courtesy to avoid disputes over service. This communication does not constitute any agreement, waiver, or limitation of claims, and I expressly reserve all rights. A courtesy copy of the sixty-day notice that you already received, along with a proof of service of the notice, are attached.

>

> If you have not already, please ensure appropriate electronic and physical evidence preservation protocols are in place.

>

> Sincerely,

> Ashley M. Gjovik

> Pro Se Plaintiff

>

> —

> Ashley M. Gjovik

> BS, JD, PMP

>

> Sent with Proton Mail<<https://proton.me/mail/home>> secure email.

The information contained in this email (including any attachments) is confidential, may be subject to legal or other professional privilege and contain copyright material, and is intended for use by the named recipient(s) only.

Access to or use of this email or its attachments by anyone else is strictly prohibited and may be unlawful. If you are not the intended recipient(s), you may not use, disclose, copy or distribute this email or its attachments (or any part thereof), nor take or omit to take any action in reliance on it. If you have received this email in error, please notify the sender immediately by telephone or email and delete it, and all copies thereof, including all attachments, from your

system. Any confidentiality or privilege is not waived or lost because this email has been sent to you by mistake.

Although we have taken reasonable precautions to reduce the risk of transmitting software viruses, we accept no liability for any loss or damage caused by this email or its attachments due to viruses, interference, interception, corruption or unapproved access.

For information on how your personal information is processed, including information on how to exercise state or country specific Privacy Rights please view our privacy notice here: <https://www.cushmanwakefield.com/en/privacy-and-cookies>

4.57 MB 2 files attached

3250 Scott Complaint 25-cv-07360.pdf 4.21 MB

Case Mgmt 525-cv-07360-NC.pdf 373.18 KB